

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO

SENTENCING MINUTE SHEET

CR No.	05-1849 JH			USA vs.	Reid		
Date:	July 13, 2010			Name of Deft:	David Reid		
Before the Honorable				Judith C. Herrera			
Time In/Out:	11:05 am - 11:27 am			Total Time in Court (for JS10):	22 minutes		
Clerk:	I. Duran			Court Reporter:	P. Baca		
AUSA:	James Braun			Defendant's Counsel:	Walter Nash		
Sentencing in:	Albuquerque, NM			Interpreter:	None		
Probation Officer:	Anthony Galaz & Tina Parde			Sworn?	<input type="checkbox"/>	Yes	<input type="checkbox"/> No
Convicted on:	<input checked="" type="checkbox"/>	Plea	<input type="checkbox"/>	Verdict	As to:	<input checked="" type="checkbox"/>	Information <input type="checkbox"/> Indictment <input type="checkbox"/>
If Plea:	<input type="checkbox"/>	Accepted	<input type="checkbox"/>	Not Accepted	Adjudged/Found Guilty on Counts:		
If Plea Agreement:	<input checked="" type="checkbox"/>	Accepted	<input type="checkbox"/>	Not Accepted	<input type="checkbox"/> No Plea Agreement	Comments:	
Date of Plea/Verdict:	5/3/10			PSR:	<input checked="" type="checkbox"/>	Not Disputed	<input type="checkbox"/> Disputed
PSR:	<input checked="" type="checkbox"/>	Court Adopts PSR Findings			Evidentiary Hearing:	<input checked="" type="checkbox"/>	Not Needed <input type="checkbox"/> Needed <input type="checkbox"/>
Exceptions to PSR:							
SENTENCE IMPOSED				Imprisonment (BOP):			
Supervised Release:				Probation:	12 months (unsupervised)		500-Hour Drug Program
SPECIAL CONDITIONS OF SUPERVISION							
<input type="checkbox"/>	No re-entry without legal authorization			<input type="checkbox"/>	Home confinement for _____ months _____ days		
<input type="checkbox"/>	Comply with ICE laws and regulations			<input type="checkbox"/>	Community service for _____ months _____ days		
<input type="checkbox"/>	ICE to begin removal immediately or during sentence			<input type="checkbox"/>	Reside halfway house _____ months _____ days		
<input type="checkbox"/>	Participate in substance abuse program/drug testing			<input type="checkbox"/>	Register as sex offender		
<input type="checkbox"/>	Participate in mental health program			<input type="checkbox"/>	Participate in sex offender treatment program		
<input type="checkbox"/>	No alcohol/liquor establishments			<input type="checkbox"/>	Possess no sexual material		
<input type="checkbox"/>	Submit to search of person/property			<input type="checkbox"/>	No computer with access to online services		
<input type="checkbox"/>	No contact with co-Deft(s)			<input type="checkbox"/>	No contact with children under 18 years		
<input type="checkbox"/>	No entering, or loitering near, victim's residence			<input type="checkbox"/>	No volunteering where children supervised		
<input type="checkbox"/>	Provide financial information			<input type="checkbox"/>	Restricted from occupation with access to children		
<input type="checkbox"/>	Grant limited waiver of confidentiality			<input type="checkbox"/>	No loitering within 100 feet of school yards		
<input checked="" type="checkbox"/>	OTHER: Standard Conditions, excluding the standard condition re: leaving the judicial district.						
Fine: \$	25,000 (mo. installments of not less than \$500) See below under Other			Restitution: \$			
SPA: \$	25 (\$25 as to each Count)			Payment Schedule:	<input checked="" type="checkbox"/>	Due Imm.	<input type="checkbox"/> Waived
OTHER:	Consistent w/plea agreement, \$8,500 seized from deft will be applied toward the fine, resulting in a balance of \$16,500. Ct. waives interest.						
<input type="checkbox"/>	Advised of Right to Appeal		<input checked="" type="checkbox"/>	Waived Appeal Rights per Plea Agreement			
<input type="checkbox"/>	Held in Custody		<input type="checkbox"/>	Voluntary Surrender			
<input type="checkbox"/>	Recommended place(s) of incarceration:						
<input type="checkbox"/>	Dismissed Counts:						

OTHER COMMENTS	Defense counsel has no objections to PSR. Ct. accepts plea agreement. Defense makes argument for unsupervised probation & for waiver of interest on fine. Deft allocutes to the Ct. Govt. responds & does not oppose unsupervised probation. Probation recommends supervision of Probation. Ct. takes a short recess. Ct. grants defense counsel's request & will impose unsupervised probation and excludes the standard condition re: travel (leaving district). Ct. has reviewed the PSR & findings & has considered the sentencing guidelines & factors under 3553. Ct. makes findings & imposes sentence.
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